

COUNTY OF SAN DIEGO  
STATEMENT OF PROCEEDINGS  
REGULAR MEETING OF BOARD OF SUPERVISORS  
TUESDAY, JUNE 13, 2000

MORNING SESSION – Meeting was called to order at 9:04 a.m.

Present: Supervisors Dianne Jacob, Chairwoman; Ron Roberts, Vice Chairman; Greg Cox; Pam Slater; and Bill Horn; also Thomas J. Pastuszka, Clerk.

Invocation by Pastor George Punyan from New Life Christian Fellowship.

Pledge of Allegiance to the Flag led by Diana Amador, Carlos Gonzalez, Sjamel Harris, Carlos Noriega, Craig Pulsipher and Cathy Tarantino from Emerald Middle School.

Approval of Statement of Proceedings/Minutes for meetings of May 9, 2000 and May 16, 2000.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors approved the Statement of Proceedings/Minutes for the meetings of May 9, 2000 and May 16, 2000.

AYES: Cox, Jacob, Slater, Roberts, Horn

AFTERNOON SESSION – Reconvened at 2:07 p.m. Supervisors Jacob, Chairwoman; Roberts, Vice Chairman; Cox, Slater and Horn being present.

**Board of Supervisors' Agenda Items**

Category	Agenda No.	Subject
Community Services	1.	Fallbrook Sheriff Substation – Lease/Purchase at Alvarado and Vine Streets, Fallbrook (4 VOTES)
	2.	Noticed Public Hearing: Sheriff – Jail Information Management System – Adoption of Resolution of Public Necessity and Approval of New Acquisition Lease (Carryover Item From 5/16/2000, Agenda No. 17) (4 VOTES)
Public Safety	3.	Purchase of North County Law Traffic Safety Council DUI Trailer

Category	Agenda No.	Subject
	4.	Sheriff's Department Procurement of Contract for Ethics Management and Training Services [Funding Source(s): FY 1999/2000 Over-realized Proposition 172]
	5.	Sheriff's Crime Lab DNA Analysis Program Status and Procurement of DNA Analytical Supplies and Services [Funding Source(s): California State Board of Control]
	6.	Sheriff's Procurement of Independent Verification and Validation Services for Jail Information Management System (Jims) Project [Funding Source(s): FY 99/00 Overrealized Prop 172]
	7.	Sheriff's Department Acceptance of California Law Enforcement Technology Equipment Purchase Grant from State of California Office of Criminal Justice Planning [Funding Source(s): State of California Office of Criminal Justice Planning] (4 VOTES)
	8.	District Attorney Victim Witness Agreements With the State Board of Control [Funding Source(s): California State Board of Control]
	9.	District Attorney Grant Application - Major Violator Unit [Funding Source(s): State of California Office of Criminal Justice Planning]
	10.	Noticed Public Hearing: Filing Fee Surcharges for Children's Waiting Rooms
	11.	Additional Service Credit for Eligible Employees In the Superior Court

Category	Agenda No.	Subject
Health and Human Services Agency	12.	Operational Area Emergency Plan
	13.	\$10,000 Donation to Volunteers In Probation (VIP) for the Probation Aftercare Program
	14.	Educational Opportunities for Foster Youth and Foster Families Through Technology This item has been set for a 10:00 a.m. Time Certain
	15.	San Diego County Children and Families Commission Strategic Plan and Memorandum of Understanding Between the County and the Commission (Carryover Item From 5/16/2000, Agenda No. 5) (4 VOTES)
	16.	Competitive Procurement of Day Treatment Services for Seriously Emotionally Disturbed Middle School Students In East County [Funding Source(s): Tobacco Settlement Funds]
	17.	Noticed Public Hearing: Tuberculosis Control Fees
	18.	Tuberculosis Control Program (4 VOTES)
	19.	Alcohol and Drug Services, Drug/Medi-Cal Contracts
	20.	Health and Human Services Agency, Mental Health Services, Conditional Release Program Contract for Fiscal Year 1999-2000 [Funding Source(s): CA DMH Forensic Svcs. Div.; Mental Health Realignment] (4 VOTES)
	21.	Nutrition and Physical Activity Campaign Grant Application

Category	Agenda No.	Subject
Financial/General Government	22.	St. Vincent de Paul Family Living Center One-Time Funding [Funding Source(s): CalWORKs Incentive Funds]
	23.	Access to Healthcare for the Uninsured Track I and II Options [Funding Source(s): CalWORKs Incentive funds and Tobacco Settlement funds] This item has been set for a 2:00 p.m. Time Certain
	24.	No Smoking In the Investment Pool -- Divesting County Interest In Tobacco Stocks
	25.	Employer and Employee Contributions to Retirement System
	26.	Amendments to the Compensation Ordinance Pertaining to the San Diego County Employees Retirement Association (SDCERA)
	27.	Memorial for Gregory Pacheco
	28.	New Assessor/Recorder/County Clerk Building At the South Bay Regional Center (4 VOTES)
	29.	Noticed Public Hearing: Resolution to Establish New Fees for New Services and Adjust Existing Fees for Existing Services for the Assessor/Recorder/County Clerk
	30.	Replacement of Existing Service Contract for Remittance Processing System Maintenance.
	31.	Out of Country Business
	32.	Amendments to the Compensation Ordinance

<b>Category</b>	<b>Agenda No.</b>	<b>Subject</b>
Land Use and Environment	33.	North County Agricultural Service Center Project
	34.	Temporary Traffic Signal for the Intersection of Cole Grade Road and Cool Valley Road In Valley Center
	35.	Customer Satisfaction – Report On Customer Service Surveys
	36.	Granting An Access Easement
Communications Received	37.	Communications Received
Public Safety	38.	Administrative Item: Second Consideration and Adoption of Ordinance Regulating Clonazepam in San Diego County
	39.	Administrative Item: Second Consideration and Adoption of Ordinance Sheriff Department – Ordinance Amending Sections 21.702 and 21.1303 of the San Diego County Code of Regulatory Ordinances Relating to Regulation of Secondhand Dealers
Appointments	40.	Administrative Item: Appointments
Closed Session	41.	Closed Session
Financial/General Government	42.	Administrative Item: Bonsall Sponsor Group and Bonsall Design Review Board
Presentations/Proclamations	43.	Presentations/Proclamations
Public Communications	44.	Public Communications

1. **SUBJECT: Fallbrook Sheriff Substation - Lease/Purchase at Alvarado and Vine Streets, Fallbrook**  
(Supv. Dist: All)

**OVERVIEW:**

On December 2, 1997 (23), at the request of Supervisor Bill Horn and Sheriff William Kolender, the Board of Supervisors directed that the Department of General Services identify potential sites in the Fallbrook area for a replacement of the existing inadequate Sheriff substation. On March 3, 1998 (8), the Board of Supervisors approved in principle the lease/purchase of a new Sheriff substation in Fallbrook.

Today's request is for the Board of Supervisor's approval of a lease/purchase agreement for a 10,000 square foot build-to-suit substation to be located near the northwest corner of Alvarado and Vine Streets in Fallbrook, and to appropriate \$211,000 to the Capital Project to fund unanticipated site development costs as well as data and telecommunication costs. The purchase price of the facility will be \$2,560,758. The new facility will be completed and ready for Sheriff occupancy by July 2001.

**FISCAL IMPACT:**

Funds for this request are partially budgeted. If approved, this request will result in no current year cost, \$2,560,758 cost in Fiscal Year 2000/2001 and \$44,180 in annual utility, custodial and maintenance costs starting in Fiscal Year 2001/2002. Utilities, custodial and maintenance costs which will be offset, in part, by elimination of the existing lease. This proposal will require the addition of no staff years.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

1. Find, in accordance with Article 19, Section 15303 (c) of the California Environmental Quality Act (CEQA) guidelines, that this project is categorically exempt from the provisions of the guidelines as the facility is a small, newly constructed structure for office use not exceeding 10,000 square feet.
2. Approve and authorize the Clerk of the Board of Supervisors to execute three copies of the lease/purchase agreement for the Sheriff's Fallbrook substation upon receipt and to execute one copy of the Memorandum of Lease.
3. Establish appropriations of \$211,000 (Org. 2454, Account 6310) in the Sheriff's Department for an operating transfer to Capital Project KK9512, Replacement of Fallbrook Substation, based on current year over-realized revenue from Proposition 172 (4 VOTES).
4. Establish appropriations of \$211,000 in the Justice Facility Construction Fund (Org. 5495, Account 4579, Project KK 9512, Replacement of Fallbrook Substation) based on an operating transfer from the General Fund (4 VOTES).

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

2. **SUBJECT: Noticed Public Hearing:**  
**Sheriff – Jail Information Management System – Adoption of**  
**Resolution of Public Necessity and Approval of New Acquisition Lease**  
**(Carryover Item from 5/16/00, Agenda No. 17)**  
(Supv. Dist: 4)

**OVERVIEW:**

On August 10, 1999 (17), the Board approved a 24-month sublease of 10,263 square feet of office space at 9210 Sky Park Court for the Sheriff's Jail Information Management System program. The sublessor, Simpack Associates, has defaulted on their master lease and vacated the premises. The master lessor, Sky Park Associates, has refused to recognize the County's fixed term lease and considers the County's tenancy to be on a month to month basis only. Meanwhile, Sky Park Associates is attempting to re-lease the County occupied space.

On May 16, 2000 (17), the Board set a hearing for June 13, 2000 to consider the adoption of a Resolution of Public Necessity to initiate an action in eminent domain for County occupied space at 9210 Sky Park Court in Kearny Mesa. At the time of this filing, negotiations with Sky Park Associates for a new replacement lease are nearly complete.

The Board is requested to adopt the Resolution of Public Necessity while negotiations with Sky Park Associates continue, and approve the new lease with Sky Park Associates should the current negotiations be finalized.

**FISCAL IMPACT:**

Funds for this proposal are budgeted in the approved Fiscal Year 1999/2000 Operating Plan and the Fiscal Year 2000/2001 Operating Budget. If approved, the proposal will result in an annual cost of \$203,322, and will require the addition of no staff years.

**RECOMMENDATION:****CHIEF ADMINISTRATIVE OFFICER:**

1. Find, in accordance with Article 19, Section 15301 of the California Environmental Quality Act Guidelines that the proposed new lease is categorically exempt from environmental assessment, as it involves the continuation of an existing use.
2. Adopt the Resolution of Public Necessity for the leased space at 9210 Sky Park Court, San Diego. (4 VOTES)
3. Approve and authorize the Clerk of the Board of Supervisors to execute three copies of the lease, upon receipt.

4. Authorize the Director of the Department of General Services to terminate the Lease, prior to its expiration, if appropriate.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 00-158, entitled: RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO DECLARING THE PUBLIC NECESSITY FOR THE ACQUISITION OF A RIGHT OF TEMPORARY OCCUPANCY IN REAL PROPERTY FOR THE SHERIFF JAIL INFORMATION MANAGEMENT SYSTEM PROJECT AND AUTHORIZING THE COUNTY COUNSEL TO COMMENCE AN EMINENT DOMAIN PROCEEDING TO ACQUIRE A RIGHT OF TEMPORARY OCCUPANCY IN REAL PROPERTY FOR SAID PROJECT.

AYES: Cox, Jacob, Slater, Roberts, Horn

3. **SUBJECT: Purchase of North County Law Traffic Safety Council DUI Trailer**  
(Supv. Dist: 5)

**OVERVIEW:**

In March 1994 the North County Law Enforcement Traffic Safety Council was established. This group is a coalition of Law Enforcement agencies from North County that works together to prevent Drinking and Driving. NCLETSC holds DUI checkpoints and traffic sweeps routinely. They have helped to reduce the number of deaths and injuries caused by alcohol-related collisions.

This action will provide funding for a new DUI trailer for the NCLETSC to use and increase the amount of DUI checkpoints with the desired result of reducing drunk driving in North County.

**FISCAL IMPACT:**

Approval of this request will appropriate \$40,000 from the 1999-2000 Community Enhancement Funds.

**RECOMMENDATION:**

**SUPERVISOR HORN:**

Direct the CAO to appropriate \$40,000 to the Sheriff's Department for the purchase of a trailer to be used by the North County Law Enforcement Traffic Safety Council.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adding Funding Source language to read as follows: "Appropriation of over-realized 1998-99 fund balance for the project in Fiscal Year 1999-00".

AYES: Cox, Jacob, Slater, Roberts, Horn



4. **SUBJECT: Sheriff's Department Procurement of Contract for Ethics Management and Training Services**  
(Supv. Dist: All)

**OVERVIEW:**

In any law enforcement agency ethical dilemmas confront employees on a daily basis. These dilemmas have the potential to harm the Department and increase liability to the County.

This proposal requests the negotiation of a sole source contract with Strategic Business Ethics Inc. (SBE) for professional and specialized services. Approval of this contract will enable the Sheriff's Department to identify and address potential ethical issues. This will also provide the management tools to resolve potential problems before they become major issues. Assessment of the Sheriff's Department's current business practices and ongoing processes will help the Sheriff maintain the highest degree of public safety services for our community.

**FISCAL IMPACT:**

There are no current fiscal year costs. Funds for this request are included in the CAO proposed FY 2000/2001 budget (FY 2000/2001 Budget Change Letter, BRASS # 5226). If approved, the total cost of this contract will not exceed \$95,000. The contract will be structured in two phases. Phase one will be for \$68,000 and will be for a six-month period. Phase two will be optional and will be for approximately \$27,000. This contract will require no additional staff years.

**RECOMMENDATION:**

**SHERIFF:**

1. Waive the advertising requirement of Board Policy A-87.
2. In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Purchasing and Contracting Deputy Director to enter into negotiations with Strategic Business Ethics, Inc.; and subject to successful negotiations and determination of a fair and reasonable price, award a contract to Strategic Business Ethics, Inc. not to exceed \$95,000 over a period of six-months, to research, investigate and report the impact of ethical dilemmas faced by the employees in the Sheriff's Department.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors continued the item to June 20, 2000, on Consent, at the request of the Chief Administrative Officer.

AYES: Cox, Jacob, Slater, Roberts, Horn

5. **SUBJECT: Sheriff's Crime Lab DNA Analysis Program Status and Procurement of DNA Analytical Supplies and Services**  
(Supv. Dist: All)

**OVERVIEW:**

The ability of the Sheriff's Department Crime Laboratory to perform DNA analysis is crucial to criminal investigations, especially those involving homicide and sexual assault. In response to the need, on June 17, 1997 (during budget deliberations), Supervisors Roberts and Slater recommended adding \$379,653 to the Sheriff's budget for start-up funding for a DNA analysis program in the Sheriff's Crime Lab. The Change Letter recommendation was approved and the appropriations were added to the Sheriff's FY 1997/98 budget.

The DNA Analysis Program has been designed to comply with the American Society of Crime Lab Directors (ASCLD) laboratory accreditation guidelines, in anticipation of the Crime Lab seeking accreditation from that organization. The current status of the program is provided in this board letter.

In addition, sole source approval is requested to procure DNA training and consulting services, DNA analytical supplies, and private forensic DNA analytical services.

**FISCAL IMPACT:**

Funds for this request included in the Sheriff's 2000/01 CAO proposed budget. If approved, this request will result in \$300,000 in FY 2000/01 costs, \$300,000 in annual costs and will require the addition of no staff years. The \$300,000 is approximated into \$50,000 for DNA consulting and training services, \$60,000 for DNA analytical supplies, and \$190,000 for private forensic DNA analysis.

**RECOMMENDATION:**

**SHERIFF:**

1. Receive the status report on the Sheriff's Crime Lab DNA Analysis program.
2. Waive the advertising and competitive procurement requirements of Board Policy A-87, Competitive Procurement.
3. In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Purchasing and Contracting Deputy Director to enter into negotiations with the following; and subject to successful negotiations and determination of a fair and reasonable price; award one-year contracts with three one-year renewal options for the following DNA services and supplies:

Norah Rudin, Ph.D. – DNA consulting and training services.

PE Biosystems – DNA analytical supplies.

4. In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Purchasing and Contracting Deputy Director to enter into negotiations

and subject to successful negotiations and determination of a fair and reasonable price; award one-year contracts with three one-year renewal options with all ASCLD accredited DNA laboratories.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors continued the item to June 20, 2000, on Consent, at the request of the Chief Administrative Officer.

AYES: Cox, Jacob, Slater, Roberts, Horn

6. **SUBJECT: Sheriff's Procurement of Independent Verification and Validation Services for Jail Information Management System (JIMS) Project**  
(Supv. Dist: All)

**OVERVIEW:**

This is a request for the Board to authorize the Deputy Director of Purchasing and Contracting to negotiate and award a sole source contract for Independent Verification and Validation (IV&V) services with Computer Sciences Corporation (CSC), as prime contractor for the Pennant Alliance, for the Sheriff's Jail Information Management System (JIMS) project, in an amount not to exceed \$175,000 for the period July 1, 2000 through June 30, 2001.

**FISCAL IMPACT:**

There are no current year costs. Funds for this request are budgeted in the CAO Proposed FY 2000/01 budget (FY 2000/01 Budget Change Letter, BRASS #5232, in the amount of \$175,000 funded by FY 1999/00 overrealized proposition 172 revenue). No current year or future year additional staff years are required.

**RECOMMENDATION:**

**SHERIFF:**

1. In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Deputy Director of Purchasing and Contracting to enter into negotiations with Computer Science Corporation, as prime contractor for the Pennant Alliance, and subject to successful negotiations and determination of a fair and reasonable price, award a sole source contract for Independent Verification and Validation services and to amend the contract as required for changes, subject to the approval of the Sheriff.
2. Waive the advertising requirement of Board Policy A-87.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Slater, Roberts, Horn

RECUSE: Jacob

7. **SUBJECT: Sheriff's Department Acceptance of California Law Enforcement Technology Equipment Purchase Grant from State of California Office of Criminal Justice Planning**  
(Supv. Dist: All)

**OVERVIEW:**

This is a request to ratify the submission and authorize the acceptance of a \$468,330 California Law Enforcement Technology Equipment Purchase Grant from the State of California Office of Criminal Justice Planning. On March 15, 2000, the Sheriff's Department applied for the grant, which was subsequently awarded. The grant will provide funding for equipment for a new high speed, short range, wireless data connection. This data connection will allow for automated transfer of large data files to and from the Sheriff's Mobile Data Computer (MDC) equipped vehicles.

Sole source approval is also requested for the equipment needed to construct the wireless data connection. This equipment is manufactured by Breezecom and there are multiple vendors.

**FISCAL IMPACT:**

Funds for this request are not budgeted and are not included in the Sheriff's 2000-2001 Proposed Budget. The funding source is State of California Office of Criminal Justice Planning (OCJP) grant revenue. If approved, this request will result in no current year costs or revenue, \$468,330 costs in FY 2000-01 with \$468,330 revenue from State of California OCJP. This will not require the addition of any staff years.

**RECOMMENDATION:****SHERIFF:**

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery, which requires full cost recovery and that Board approval be given in advance of application for funds.
2. Ratify the Sheriff's Department's submission and authorize the acceptance of the \$468,330 California Law Enforcement Technology Equipment Purchase Grant from the State of California Office of Criminal Justice Planning.
3. Authorize the Sheriff to review and execute on the Board's behalf any extensions, amendments, or revisions to the \$468,330 California Law Enforcement Technology Equipment Purchase Grant that do not materially impact or alter either the grant

program or funding level. The grant period is from May 1, 2000 through October 31, 2000.

4. Establish appropriations of \$468,330 within the Sheriff's Department 2000/01 budget for equipment purchases needed to construct a new high speed, short range, wireless data connection, based on unanticipated grant revenue from the State of California Office of Criminal Justice Planning. (4 VOTES)
5. In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Purchasing and Contracting Deputy Director to enter into negotiations with an authorized vendor; and subject to successful negotiations and determination of a fair and reasonable price, award a contract for the sole source purchase of Breezenet Pro.11 High Scalability Series Radio System Equipment manufactured by Breezecom. Waive the advertising requirement of Board Policy A-87.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

Concur.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

8. **SUBJECT: District Attorney Victim Witness Agreements With the State Board of Control**  
(Supv. Dist: All)

**OVERVIEW:**

On September 15, 1998 (7) your Board approved the FY 1998-1999 Joint Powers Agreement. Within this agreement, Item #29 authorized the implementation of a pilot program for Funeral/Burial Emergency payments. The State Board of Control is now implementing a separate contract with the addition of emergency payments for Domestic Violence Relocation. This contract enables the District Attorney Victim/Witness Assistance Division to obtain emergency payments for victims of crime.

**FISCAL IMPACT:**

The funding source for victim payments is the California State Board of Control. These funds are placed in a trust fund for the sole purpose of this agreement. The minimal costs of fund administration for the District Attorney will be paid from amounts included in the Fiscal Year 1999-2000 Adopted Operational Plan.

**RECOMMENDATION:**

**DISTRICT ATTORNEY:**

1. Waive Board Policy B-29, Fees, Grants, Revenue Contract - Departmental Responsibility for Full Cost Recovery.
2. Ratify and adopt the resolution approving the Funeral Burial/Domestic Violence Relocation Emergency Fund with the State Board of Control for FY 1999-2000 in the amount of \$100,000, and authorize execution of the Agreement by the Clerk of the Board, including extensions and amendments that do not materially impact or alter either the grant program or funding level.

**CHIEF ADMINISTRATIVE OFFICER:**

Concur.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 00-159, entitled: RESOLUTION AUTHORIZING THE SAN DIEGO COUNTY DISTRICT ATTORNEY TO SUBMIT APPLICATION FOR FUNERAL/BURIAL & DOMESTIC VIOLENCE RELOCATION EMERGENCY FUND.

AYES: Cox, Jacob, Slater, Roberts, Horn

9. **SUBJECT: District Attorney Grant Application - Major Violator Unit**  
(Supv. Dist: All)

**OVERVIEW:**

The purpose of this request is to approve the submission of the California Career Criminal Prosecution Program (CCP) grant extension and augmentation to the State of California Office of Criminal Justice Planning. The grant extension will provide \$338,555 in revenue to partially fund the Office of the District Attorney's Major Violator Unit (MVU) for the period July 1, 2000 through June 30, 2001. The MVU was established in 1976 to identify and prosecute repeat offenders who are responsible for a disproportionate number of robberies and residential burglaries in San Diego County.

**FISCAL IMPACT:**

The funding source for this proposal is the State of California Office of Criminal Justice Planning. If approved, this request will result in direct cost and revenue of \$338,555 for FY 2000-01 and will not require the addition of staff years. The Office of the District Attorney's Proposed Operational Plan for FY 2000-01 includes direct costs of \$787,309 for this program. The Proposed Operational Plan also includes revenue of \$684,220, including \$338,555 in OCJP grant funds and \$345,665 in Proposition 172 monies for this program. General Revenue allocation amounts in the Proposed Operational Plan support the remaining cost of \$103,089.

**RECOMMENDATION:**

**DISTRICT ATTORNEY:**

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts-Departmental Responsibility for Cost Recovery.
2. Adopt the Board Resolution to approve the extension of the grant application for the period July 1, 2000 through June 30, 2001. Authorize execution of the Standard Agreement and Grant Award Modification (OCJP form 223) in the amount of \$338,555 by the Clerk of the Board, including any extensions or amendments thereof that do not materially impact or alter either the grant program or funding level.

**CHIEF ADMINISTRATIVE OFFICER:**

Concur.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent. adopting Resolution No. 00-160, entitled: RESOLUTION AUTHORIZING THE SAN DIEGO COUNTY DISTRICT ATTORNEY TO SUBMIT APPLICATION FOR CAREER CRIMINAL PROSECUTION PROGRAM FISCAL YEAR 2000-2001.

AYES: Cox, Jacob, Slater, Roberts, Horn

10. **SUBJECT: Noticed Public Hearing:**  
**Filing Fee Surcharges for Children's Waiting Rooms**  
(Supv. Dist: All)

**OVERVIEW:**

Recently, the state legislature enacted Government Code section 26826.3, which grants County Boards of Supervisors the authority to impose a surcharge of not more than five dollars (\$5) for the filing of specified pleadings, motions, and papers in Superior Court to defray the cost of children's waiting rooms. Based on current filings, it is estimated that a five dollar (\$5) surcharge would provide nearly \$180,000 in additional revenues. The Superior Court would use this supplemental funding to provide stable staffing for these waiting rooms on a full time basis.

**FISCAL IMPACT:**

There will be no additional cost to the County as a result of the proposed action. Projected additional annual revenues of \$180,000 will be used to supplement the current trial court operations fund expenditure of \$98,300 for the Children's Waiting Room program.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

1. After holding a public hearing on the surcharge proposal, adopt a resolution effective July 31, 2000, imposing a surcharge of five dollars (\$5) for the filing of specified

pleadings, motions, and papers in Superior Court as authorized under Government Code Section 26826.3.

2. Direct that proceeds of the surcharge be deposited in the Courthouse Children's Waiting Rooms Trust to be used to defray the expense of providing children's waiting rooms in courthouses in San Diego County as provided in Government Code section 26826.3.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 00-161, entitled: RESOLUTION IMPOSING SUPERIOR COURT FILING FEE SURCHARGES TO DEFRAY EXPENSES OF CHILDREN'S WAITING ROOMS.

AYES: Cox, Slater, Roberts, Horn

NOES: Jacob

11. **SUBJECT: Additional Service Credit for Eligible Employees In the Superior Court**  
(Supv. Dist: All)

**OVERVIEW:**

On April 11, 2000, your Board received the enrolled actuarial report considering a two-year additional service credit for employees eligible for retirement in the Superior Court. In accordance with Government Code Section 31641.04, attached for your adoption is a resolution implementing this offer.

**FISCAL IMPACT:**

All costs related to the provision of this additional service credit option will be borne by the Superior Court through savings realized. The Resolution for approval today involves one employee at an estimated one-time cost of \$57,180.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

Adopt a resolution providing two additional years of service credit for specified eligible members of the County Retirement System retiring during the period of June 13, 2000 to November 1, 2000.



**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 00-162, entitled: RESOLUTION PROVIDING ADDITIONAL SERVICE CREDIT FOR SPECIFIED SUPERIOR COURT MEMBERS OF THE COUNTY RETIREMENT SYSTEM RETIRING DURING THE PERIOD JUNE 13, 2000 THROUGH NOVEMBER 1, 2000.

AYES: Cox, Jacob, Slater, Roberts, Horn

12. **SUBJECT: Operational Area Emergency Plan**  
(Supv. Dist: All)

**OVERVIEW:**

Every four years the County Emergency Plan is updated and revised. The San Diego County Operational Area Plan has been updated and revised to reflect changes in the County organization since 1996, and the Regional Communications System (RCS). It is being brought to the Board for approval as the Emergency Plan for the County of San Diego.

**FISCAL IMPACT:**

The approval of these recommendations will result in no additional County costs.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

1. Adopt the Unified San Diego County Emergency Services Organization Operational Area Emergency Plan as the Emergency Plan for the County.
2. Direct the Chief Administrative Officer to forward the Emergency Plan to the Governor's Office of Emergency Services for approval.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

13. **SUBJECT: \$10,000 Donation to Volunteers In Probation (VIP) for the Probation Aftercare Program**  
(Supv. Dist: All)

**OVERVIEW:**

This is a request to accept a donation of \$10,000 from Greg Provenzo, President, Insight Electronics, Inc. to the Volunteers In Probation (V.I.P.) Trust Fund for the purpose of contributing to direct benefits for participants of the Probation Aftercare program

**FISCAL IMPACT:**

Funds for this request are not budgeted. If approved this request will result in an additional \$10,000 funds available for the Volunteers in Probation (VIP) trust fund, to be used for the Probation Aftercare Program.

**RECOMMENDATION:****CHIEF ADMINISTRATIVE OFFICER:**

1. Accept the gift totaling \$10,000 from Greg Provenzo, President, Insight Electronics, Inc.
2. Authorize the Chairwoman of the Board of Supervisors to sign the attached letter of thanks.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

14. **SUBJECT: Educational Opportunities for Foster Youth and Foster Families Through Technology**  
(Supv. Dist: All)

**OVERVIEW:**

On July 22, 1997 (27), the Board of Supervisors unanimously approved Supervisor Cox's board letter Strengthening Foster Care Families in San Diego, which included a number of recommendations to improve this County's dependency system.

On March 17, 1998 (6), the Board of Supervisors supported Supervisor Cox's recommendations to provide needed support services and pursue options for transitional living programs for foster youth who lose their safety net as they legally become adults.

On September 14, 1999 (31), the Board of Supervisors supported recommendations by Supervisors Horn and Cox to provide housing and case management services for foster youth currently in and transitioning out of the County's foster care system at a twelve-unit apartment complex in San Marcos.

Approval of the following recommendations will authorize the Chairwoman of the Board of Supervisors to request assistance from the Board of the San Diego Futures Foundation to provide an internet enabled computer to each of the foster families in San Diego County who have cared for a school-age foster child or youth in their home for at least six months. The purpose of this action is to enhance the educational opportunities for youth who are adjudicated dependents of the County of San Diego and their foster families.

**FISCAL IMPACT:**

None.

**RECOMMENDATION:**

**SUPERVISOR COX:**

1. Authorize the Chairwoman of the Board of Supervisors to write a letter requesting assistance from the San Diego Futures Foundation in order to provide an internet enabled computer to each of the interested foster families in San Diego County who are currently caring for a school-age foster child or youth in their home and have been for at least six months.
2. Direct the CAO to work with staff of the Futures Foundation to establish appropriate protocols for distribution of these computers to eligible and interested San Diego County foster families and return to the Board with a progress report in 90 days.

**ACTION:**

ON MOTION of Supervisor Cox, seconded by Supervisor Roberts, the Board of Supervisors took action as recommended, and requested the Futures Foundation Board to look at how these computers will be maintained and supported in the homes.

AYES: Cox, Jacob, Slater, Roberts, Horn

15. **SUBJECT: San Diego County Children and Families Commission Strategic Plan and Memorandum of Understanding Between the County and the Commission**  
**(Carryover Item From 5/16/2000, Agenda No. 5)**  
(Supv. Dist: All)

**OVERVIEW:**

On December 8, 1998 (71), the Board passed an ordinance instituting a five-member San Diego County Children and Families Commission. This Commission is required to ensure San Diego County's eligibility to receive tobacco tax revenue established by the passage of Proposition 10 on November 3, 1998. On December 7, 1999 (2), the Board voted to amend the Ordinance to bring it into compliance with State legislation and a State Attorney General opinion for the purpose of clarifying that the Commission is autonomous from the Board of Supervisors with respect to the authority to adopt a strategic plan and expend funds.

Pursuant to the amended Ordinance, this item presents the Commission's Stage One Strategic Plan to the Board. This item, if approved, would also adopt a Memorandum of Understanding between the County and the Commission enumerating the administrative, legal and financial support relationships between the County and the Commission.

**FISCAL IMPACT:**

Funding in the amount of \$357,920 for the costs associated with this Memorandum of Understanding is included in the Health and Human Services Agency's FY 2000-2001

Operational Plan. Revenue will come from the County's Children and Families Commission Trust Fund. This action will result in no net County cost and no additional staff years are required.

**BUSINESS IMPACT STATEMENT:**

N/A

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

1. Receive the San Diego Children and Families Commission Stage One Strategic Plan.
2. Approve and authorize the Clerk of the Board to execute the document entitled MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF SAN DIEGO AND THE SAN DIEGO COUNTY CHILDREN AND FAMILIES COMMISSION.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

16. **SUBJECT: Competitive Procurement of Day Treatment Services for Seriously Emotionally Disturbed Middle School Students In East County**  
(Supv. Dist: All)

**OVERVIEW:**

Under Assembly Bill 2726, enacted in 1996, mental health assessments and services are provided to special education students who are unable to benefit from their education services due to severe mental health needs. On November 10, 1998 (3), the Board authorized the amendment of existing contracts with mental health day treatment providers to meet service needs for seriously emotionally disturbed children and adolescents, including AB2726 students. The Health and Human Services Agency, Children's Mental Health Services, in collaboration with the East County Special Education Local Planning Area (SELPA), has identified a need for additional service capacity to meet anticipated growth in day treatment needs for AB2726 middle school students in East County. Today's item requests authorization to competitively procure the needed services. The contract resulting from the competitive procurement process is expected to add 12 middle school student targeted treatment slots to the existing 129 day treatment slots available for San Diego County students.

**FISCAL IMPACT:**

Funds for this contract have been included in the Chief Administrative Officer's proposed FY 2000-01 Operational Plan. If approved, this request will result in up to \$250,000

annual cost and revenues. The funding source is Tobacco Settlement Funds. There will be no change to net General Fund cost and no new staff years will be required.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

In accordance with Section 398.17.1(a) of Article XXIIb of the County Administrative Code, authorize the Deputy Director, Office of Purchasing and Contracting, to issue a Request for Proposals; to negotiate and award a contract to expand mental health services for AB2726 eligible students in the East County region for the period October 1, 2000 through June 30, 2001, and for two (2) option years if funds are available and services are required; and to amend the contract as required to reflect changes to services and funding allocations, subject to the approval of the Director, Health and Human Services Agency.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

17. **SUBJECT: Noticed Public Hearing:**  
**Tuberculosis Control Fees**  
(Supv. Dist: All)

**OVERVIEW:**

The Health and Human Services Agency charges fees to offset a portion of the costs of providing screening, prevention and treatment for infectious diseases to people seen at Public Health Clinics and by Public Health field nurses and community workers. On November 16, 1999 (26), the Board adopted an ordinance setting these fees to conform to the Medi-Cal rate schedule and to maximize reimbursement from third party payers. Medi-Cal rates have changed since the adoption of that ordinance. Board approval is now requested to revise the Tuberculosis Control Fee Ordinance to conform to the changes in Medi-Cal rates, and to add fees for reimbursable services not currently included in the ordinance. This action is required to ensure maximum reimbursement from Medi-Cal.

**FISCAL IMPACT:**

The FY 1999-2000 Operational Plan includes \$164,055, based on Tuberculosis Control Fees. If approved, this request will result in no change to current or subsequent year costs or revenues. It will result in no change to net General Fund costs and will require no additional staff years.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts – Department Responsibility for Cost Recovery.

2. Read title and waive further reading of an ordinance for further Board consideration on June 20, 2000:

AN ORDINANCE AMENDING THE COUNTY OF SAN DIEGO  
ADMINISTRATIVE CODE RELATING TO PUBLIC HEALTH FEES.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, introducing Ordinance for further Board consideration on June 20, 2000.

AYES: Cox, Jacob, Slater, Roberts, Horn

18. **SUBJECT: Tuberculosis Control Program**  
(Supv. Dist: All)

**OVERVIEW:**

Since the resurgency of tuberculosis in the 1980's, the Board has supported expansion of the tuberculosis control program in San Diego County, most recently approving federal, State and private funding on March 19, 1996 (12). This item requests Board approval to accept private funding to expand the U.S.-Mexico tuberculosis referral project as part of federal Health Resources and Services Administration "CURE-TB" project. In addition, approval is requested for out-of-country business related to tuberculosis and other transborder disease control and surveillance programs.

**FISCAL IMPACT:**

The funds for this request are not included in the FY 1999-2000 Operational Plan. If approved, this request will result in an increase in current year revenue and cost of \$68,430, in FY2000-01 revenue and cost of \$68,255, and in FY 2001-02 revenue and cost of \$28,146 based on the two revenue agreements with Project Concern International. This proposal will result in no increase in net General Fund cost and will require no additional staff.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

1. Ratify and authorize the Clerk of the Board to execute, upon receipt, two revenue agreements with Project Concern International for the CURE-TB project: one agreement in the amount of \$96,437 for the period July 1, 1999 through December 31, 2001 and the other agreement in the amount of \$68,394 for the period July 1, 1999 through June 30, 2001.
2. Authorize the Clerk of the Board to execute amendments, renewals and extensions to these revenue agreements, provided terms, conditions, program and funding are not materially impacted or altered.
3. Waive Board Policy A-91, Mid-Year Budget Changes.

4. Establish appropriations of \$68,430 in the Health and Human Services Agency based on unanticipated revenue from Project Concern International.(4 VOTES)
5. Authorize out-of-country business to Mexico for Public Health staff in FY 2000-01 to plan and coordinate transborder tuberculosis and other disease control and surveillance programs, provided that the cost of travel, meals and lodging are offset by outside funding.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

19. **SUBJECT: Alcohol and Drug Services, Drug/Medi-Cal Contracts**  
(Supv. Dist: All)

**OVERVIEW:**

Drug/Medi-Cal services are a special category of substance abuse services for which the County is required to contract with all interested, State-certified providers. On March 12, 1996 (14), the Board of Supervisors authorized Drug/Medi-Cal contracts through June 30, 2000. There are currently 15 Drug/Medi-Cal contracts. The number of providers fluctuates depending on how many State-certified providers request Drug/Medi-Cal funding through the County at any given time. The funding each provider receives is determined by the type of service and the actual cost of services delivered up to the State maximum allowable unit cost of reimbursement for that type of service.

Board action is requested to authorize Purchasing and Contracting to negotiate and execute new contracts and amend Drug/Medi-Cal contracts with all State-certified providers in San Diego County who request Drug/Medi-Cal funding for Fiscal Year 2000-01 and four option years, subject to availability of funds.

**FISCAL IMPACT:**

The Chief Administrative Officer's proposed FY 2000-01 Operational Plan includes \$962,606 for Drug/Medi-Cal services. If approved, this action will allow the Health and Human Services Agency, Alcohol and Drug Services, to continue funding State-mandated Drug/Medi-Cal treatment services to eligible recipients. There will be no additional staff years and no increase to net General Fund cost.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

In accordance with Board Policy A-87, Competitive Procurement, and State of California requirements to fund certified Drug/Medi-Cal service providers, approve and authorize the Deputy Director, Office of Purchasing and Contracting, to enter into negotiations with State certified Drug/Medi-Cal service providers in San Diego County who request

Drug/Medi-Cal funding for eligible services. Award and amend contracts to provide Drug/Medi-Cal services from the effective date of each contract through June 30, 2001, and four additional option years, subject to successful negotiations and determination of a fair and reasonable price. Contract award and options for four subsequent years are conditional on the availability of funds and the approval of the Director, Health and Human Services Agency.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

20. **SUBJECT: Health and Human Services Agency, Mental Health Services, Conditional Release Program Contract for Fiscal Year 1999-2000**  
(Supv. Dist: All)

**OVERVIEW:**

Now in its fourteenth year, the Conditional Release Program is part of the California Department of Mental Health's statewide system of community-based treatment and supervision for judicially committed patients and mentally disordered offenders. The primary mission of the Conditional Release Program is to protect the public's safety by reducing and/or preventing reoffenses after patients are released into the community by the Superior Court or the State Department of Corrections.

Patients in the Conditional Release Program receive core clinical/case management services established by the California Department of Mental Health. These services include weekly individual and group therapy sessions, monthly home visits, random substance abuse screening, twice monthly psychiatric visits, regular contact with significant others, and a thorough annual mental health assessment. The State funds these services through a revenue contract with the County. The Board approved the Conditional Release contract for Fiscal Year 1998-1999 on February 2, 1999 (23). Today's action will ratify the Fiscal Year 1999-2000 contract with the California Department of Mental Health.

**FISCAL IMPACT:**

The FY 1999-2000 Operational Plan includes \$911,194 for the Conditional Release Program. This amount consists of \$777,194 from the California Department of Mental Health for direct costs and a portion of indirect costs, and \$134,000 from Mental Health Realignment for Mental Health Services division overhead costs. If approved, this request will result in current year cost and revenue of \$946,233. For FY 99-00, the increased revenue of \$35,039 will reduce the net General Fund cost and will be appropriated to the Agency's Management Reserves. No additional staff years are required.



**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

1. Waive Board Policy B-29, Fees, Grants, Revenue Contracts - Department Responsibility for Cost Recovery.
2. Ratify and authorize the Clerk of the Board to execute the revenue agreement with the California Department of Mental Health in the amount of \$812,233 effective July 1, 1999 through June 30, 2000.
3. Establish appropriations of \$35,039 in the Health and Human Services Agency Management Reserve based on unanticipated revenue from the California Department of Mental Health Conditional Release Program. (4 VOTES)

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

21. **SUBJECT: Nutrition and Physical Activity Campaign Grant Application**  
(Supv. Dist: All)

**OVERVIEW:**

On December 14, 1999 (2), the Board of Supervisors approved in principle the Tobacco Settlement Investment Plan, which included the proposed allocation of Tobacco Settlement funds to health-based program areas. One such allocation was \$600,000 for Public Health Chronic Disease Prevention. The Health and Human Services Agency has submitted a detailed proposal for these funds in the Proposed Operational Plan for FY 2000-01. The State Department of Health Services, Cancer Prevention and Nutrition Section, has invited the Health and Human Services Agency to submit a proposal by June 21, 2000, for matching funds available from the U.S. Department of Agriculture (USDA) to support interventions that help consumers adopt healthy eating and physical activity patterns of a healthy lifestyle. Public Health staff has prepared a proposal to draw \$163,227 in federal funds matched by \$301,453 in Tobacco Settlement and Realignment funds, contingent upon the Board's approval of the Health and Human Services Agency's FY 2000-01 Proposed Operational Plan. The Board's approval of the submission of this grant proposal is requested.

**FISCAL IMPACT:**

There is no fiscal impact to this action. If successful, the Health and Human Services Agency will return to the Board for authority to establish appropriations based on the new funding.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

1. Approve the submission of an application to the State Department of Health Services for \$163,227 to conduct a nutrition and physical activity campaign for the Federal Fiscal Year (FFY) October 1, 2000 through September 1, 2001.
2. Authorize the Health and Human Services Agency to seek additional funding to support chronic disease prevention and community wellness and to institutionalize these services in the community.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

22. **SUBJECT: St. Vincent de Paul Family Living Center One-Time Funding**  
(Supv. Dist: All)

**OVERVIEW:**

The County of San Diego, Health and Human Services Agency delivers health and social services to the citizens of the County. St. Vincent de Paul Village submitted an unsolicited proposal to the County seeking one-time funding to continue operating its Family Living Center in FY 2000/01. The Family Living Center accommodates twenty-eight homeless single parent and intact families by providing comprehensive services and 110 shelter beds. St. Vincent de Paul is requesting County funding due to a reduction in the federal Housing and Urban Development Supportive Housing Program grant for FY 2000/01. Without this funding, St. Vincent de Paul could not maintain the Family Living Center, which would eliminate comprehensive services and 110 beds for homeless families.

This item requests Board approval of a sole source contract with St. Vincent de Paul Village for \$356,327. In FY 2001/02 St. Vincent de Paul expects to re-establish Housing and Urban Development funding. This one-time expenditure is consistent with the Board's commitment to the well being of homeless families with children and to the promotion of self-sufficiency and personal responsibility through work.

**FISCAL IMPACT:**

Funds for this request are included in the FY 2000/01 Health and Human Services Operational Plan. If approved, this request will result in \$356,327 costs and revenue for FY 2000/01. The funding source is CalWORKs Incentive Funds. There will be no change in net General Fund Cost and no additional staff years.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

In accordance with Board Policy A-87, Competitive Procurement, authorize the Deputy Director, Purchasing and Contracting, to enter into a sole source contract with the St. Vincent de Paul Village to operate the Family Living Center from July 1, 2000 through June 30, 2001, and to amend the contract as required for changes, services and funding, subject to the approval of the Health and Human Services Agency Director. Waive the advertising requirement.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

23. **SUBJECT: Access to Healthcare for the Uninsured Track I and II Options**  
(Supv. Dist: All)

**OVERVIEW:**

On December 14, 1999 (1) the Board of Supervisors directed that County staff work collaboratively with representatives of business, healthcare providers, consumers, labor, and community health advocates to pursue eight options to expand access to healthcare for up to approximately 170,000 low income San Diegans and small business employers currently without health insurance. The Director of the Health and Human Services Agency appointed a committee (Project Management Committee) to assist and advise staff on this effort. On April 11, 2000 (13), the Board authorized federal and State advocacy to obtain a waiver containing policy approvals and funding to implement the options, and directed that staff return with a complete report on all eight options. This item provides information on progress on the eight options and requests Board authorization for further legislative and administrative advocacy directed at obtaining needed State and federal support for the options. This item also requests Board actions to implement three of the options through reforms to County Medical Services health program operations, and funding to continue consulting services in connection with the Improving Access to Healthcare Project.

**FISCAL IMPACT:**

CalWORKs Incentive

The FY 2000-01 Chief Administrative Officer's Proposed Operational Plan contains \$295,000 for consulting services and an additional \$235,000 is proposed in the Change Letter pending Board approval. If recommendation 4 is approved, this request will result in FY 2000-01 costs of \$530,000. The funding source is CalWORKs Incentive funds. There is no increase to net General fund cost and no additional staff years.

## Tobacco Settlement

The FY 2000-01 Chief Administrative Officer's Proposed Operational Plan contains \$10.0 million for Access to HealthCare. If recommendations 5 and 6 are approved, these requests will result in FY 2000-01 costs of \$10.0 million (\$2.6 million in 5b, \$1.0 million in 5c, and \$6.4 million in 6). The funding source is Tobacco Settlement funds. There is no increase to net General fund cost and no additional staff years.

### **RECOMMENDATION:**

#### **CHIEF ADMINISTRATIVE OFFICER:**

1. Make a finding that satisfactory progress on all eight of the options for expanding access to healthcare approved by the Board in concept (December 14, 1999(1) has occurred, and direct the Chief Administrative Officer to continue to work in cooperation with representatives of San Diego County's business, consumer, labor, health care provider and public health groups comprising the Improving Access to Healthcare Project Management Committee in discussions, planning and advocacy with federal and State government administrative and legislative organizations to obtain the legislative and other approvals necessary to implement the options.
2. Approve the Draft Waiver Concept Paper received by the Board on May 9, 2000 (1) and direct the Chief Administrative Officer to advocate to the Governor and State and federal legislators the Board's request for support and authorization from the State and the Federal Health Care Financing Administration of a section 1115 waiver for a substate demonstration program in San Diego County as described in the Draft Waiver Concept Paper, which includes placing a priority on outreach to uninsured persons employed as caregivers.
3. Authorize a subcommittee of members of the Board of Supervisors and, as appropriate, members of the Project Management Committee, to travel as necessary to Sacramento and Washington, D.C. to communicate the Board of Supervisors' support for the section 1115 waiver demonstration program described in the Draft Waiver Concept Paper.
4. In accordance with Board Policy A-87, Competitive Procurement, authorize the Deputy Director, Purchasing and Contracting, to negotiate and amend the existing contract with the Pacific Health Policy Group (#44361-E) to add additional activities to the statement of work required to implement the Board of Supervisors' direction [12/14/99 (1)] to work with the State and federal government on the further development of the Improving Access to Healthcare Options, and to extend the term of the contract through June 30, 2001, or as mutually agreed upon with the contractor.
5. Direct the Chief Administrative Officer to take the following actions to implement options one, three, and four to expand access to healthcare, designated by the Board and approved in concept as Track I options (December 14, 1999 (1):
  - a. Option #1: Improve participation in programs already in place and jointly financed through State and Federal funds.

Review the recommended implementation plan for Option#1 prepared by the Outreach and Eligibility Subcommittee of the Project Management Committee, and in collaboration with the Project Management Committee, assess budget and policy implications and return to the board with recommendations for implementation within 180 days.

- b. Option #3: Raise the financial eligibility standard (income limit) for the County Medical Services program.
  - i) Implement County Medical Services program eligibility changes, by increasing the patient income eligibility ceiling effective July 1, 2000 to 100% of the federal poverty level (approximately \$700 per month for individuals), which will result in approximately 2,600 additional County Medical Services patients per year following twelve months of phase-in of this change.
  - ii) Contingent upon the Board's budget deliberations, expend up to \$2.6 million in Tobacco Settlement funds during FY 2000-2001, designated by the Board for health access and included in the Proposed 2000-2001 Operational Plan for the County Medical Services income eligibility change.
  - iii) Assess and report to the Board of Supervisors after twelve months, in collaboration with the Project Management Committee for Improving Access to Healthcare, the impact of this eligibility change and the potential for modifying the eligibility ceiling to \$780 per month, equal to approximately 112% of the federal poverty level for individuals.
- c. Option #4: Expand the existing County Medical Services program to provide for continuous and expanded coverage of persons with chronic and disabling conditions.
  - i) Improve services to the chronically ill through outpatient care by community based clinics, by modifying patient eligibility rules in the County Medical Services Program effective July 1, 2000 for patients diagnosed with chronic diabetes, hypertension, and asthma to provide, following the initial six month standard County Medical Services program eligibility period, for recertification to 12 months with change-of-status reporting requirements.
  - ii) Design, in collaboration with the Project Management Committee for Improving Access to Healthcare, and implement on or before August 1, 2000, a disease management program for County Medical Services patients diagnosed with chronic diabetes, and monitor the program's implementation using Disease Management Program Guidelines developed for this purpose.

- iii) Contingent upon Board budget deliberations, expend up to \$1 million in Tobacco Settlement funds during FY 2000-2001, designated by the Board for health access and included in the Proposed 2000-2001 Operational Plan to implement the revised program of services in the County Medical Services Program for patients with chronic diabetes.
- 6. Contingent upon Board budget deliberations, expend Tobacco Settlement funds during FY 2000-2001, designated by the Board for health access and included in the Proposed 2000-2001 Operational Plan, in the amounts of \$4.9 million to increase levels of reimbursements to private hospitals for County Medical Services patient care to a total of \$22.9 million for existing eligible patients and services, and an additional \$1.5 million to be used as reimbursement as required by hospitals in the North County region that choose to contract to participate in the County Medical Services program.
- 7. Receive the report entitled "Caring for the Caregivers."

**ACTION:**

Amending language in the Draft Waiver Concept Paper: Up to 170,000 low-income uninsured can be covered by this proposal, the County is not guaranteeing 170,000 will be served, Page 2 to include Foster Parents in the effort, and Page 3, end of paragraph 2, "the number of families on government assistance fell nearly 90 percent" should change to 30 percent, noting that the revised Draft Waiver Concept Paper shall be provided to Board members prior to submission, ON MOTION of Supervisor Jacob, seconded by Supervisor Roberts, the Board of Supervisors, took action as recommended, appointed Supervisors Jacob and Roberts as the subcommittee delegates to Sacramento and Washington D.C. (as part of recommendation 3) The Board of Supervisors designated \$1.6 million to be placed in an "Employer-of- Record Reserve Fund" pending the work and recommendations of the In Home Supportive Services Advisory Council which shall advise the Board of the highest and best use of the funds for the purposes of securing health benefits and/or a modest hourly wage increase, funding source shall be the State plan amendment shifting funding approved by federal Health and Human Services. directed the CAO to provide the Board of Supervisors monthly reports on the waiver process (as part of recommendation 1); directed a change in the consultant's contract so that the County's payment is based upon milestones or benchmarks and not by an hourly rate; and that before the contract is approved, the consultant will provide the County with critical details of assumptions, methodology and calculations upon which the feasibility report is based (as part of recommendation 4); and directed the CAO to conduct a survey of foster families and child care providers who receive County funds in order to more accurately estimate what healthcare access needs are (as part of recommendation 7).

AYES: Cox, Jacob, Slater, Roberts, Horn

24. **SUBJECT: No Smoking In the Investment Pool -- Divesting County Interest In Tobacco Stocks**  
(Supv. Dist: All)

**OVERVIEW:**

The tobacco industry has destroyed the health and well being of millions of Americans. As a result, Big Tobacco is one of the most highly regulated and litigated industries in the United States. To address the incredible damage to public health by the tobacco industry, the State of California participated in a landmark lawsuit against Big Tobacco in 1998. This litigation resulted in the Master Settlement Agreement between tobacco companies and 46 states for \$206 billion over 25 years. The County of San Diego stands to receive \$945 million over that period, with all of this money devoted to healthcare. People have literally died for this money, which is the result of years of lies, deceit, and exploitation perpetrated by the tobacco industry. Fittingly, tobacco stocks are not as safe an investment as they were prior to the lawsuit. However, the County Retirement Fund has assets invested in Big Tobacco. Such investment is both ethically wrong and financially imprudent. This Board letter recommends that the County divest its interest in tobacco stocks and urge the State to do the same.

**FISCAL IMPACT:**

There is no fiscal impact associated with the recommended actions.

**RECOMMENDATION:**

**SUPERVISOR ROBERTS:**

Direct the Chief Administrative Officer to do the following:

1. Recommend to the Retirement Board to divest any interest in tobacco industry stocks; and
2. Direct the County's Sacramento representative to convey the Board's support for State legislation that would implement divestment of tobacco industry stocks from all State Retirement Funds.

**ACTION:**

ON MOTION of Supervisor Roberts, seconded by Supervisor Cox, the Board of Supervisors took action as recommended.

AYES: Cox, Jacob, Slater, Roberts, Horn

25. **SUBJECT: Employer and Employee Contributions to Retirement System**  
(Supv. Dist: All)

**OVERVIEW:**

California Government Code Section 31454 requires your Board to adjust the rates of County contributions in accordance with the recommendations of the Board of Retirement.

**FISCAL IMPACT:**

The impact on the County is estimated to be approximately \$2 million dollars for the employer's share of the contribution. All of the employer's share is attributable to contributions for Safety Members and is reflected in the 2000-01 Proposed Operations Plan.

**RECOMMENDATION:**

**SAN DIEGO COUNTY BOARD OF RETIREMENT:**

1. Adopt the County contribution rates as recommended by the actuary and as listed in Exhibit A for Fiscal Year 2000-01.
2. Leave the Employee contribution rates the same as Fiscal Year 1999-2000.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

Concur.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

26. **SUBJECT: Amendments to the Compensation Ordinance Pertaining to the San Diego County Employees Retirement Association (SDCERA)**  
(Supv. Dist: All)

**OVERVIEW:**

The San Diego County Employees Retirement Association (SDCERA) has requested that the San Diego County Compensation Ordinance be amended by establishing authorized classifications, positions and compensation in the SDCERA.

**FISCAL IMPACT:**

All funding for these changes will come from the Retirement Association internal fund. No public or General Funds will be used.



**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

Read title, waive further reading and introduce Ordinance for further Board consideration on June 20, 2000:

AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE  
ESTABLISHING AUTHORIZED CLASSIFICATIONS, POSITIONS AND  
COMPENSATION FOR THE SAN DIEGO COUNTY EMPLOYEES RETIREMENT  
ASSOCIATION.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, introducing Ordinance for further Board consideration on June 20, 2000.

AYES: Cox, Jacob, Slater, Roberts, Horn

27. **SUBJECT: Memorial for Gregory Pacheco**  
(Supv. Dist: All)

**OVERVIEW:**

On October 5, 1999 Gregory Pacheco died while fighting a fire that began on September 30, 1999 on the La Jolla Indian Reservation. That fire burnt nearly 8,000 acres and threatened to burn even more land if firefighters like Gregory Pacheco didn't act as quickly and bravely as they did. Pacheco was a member of the Pueblo Indians from New Mexico. A boulder struck him while digging a trench to contain the fire. His loss is still felt and mourned by the firefighting community.

This action will provide \$3,000 of funding to help build a memorial on the La Jolla Indian Reservation in memory of Gregory Pacheco and his bravery.

**FISCAL IMPACT:**

This action will result in \$3,000 being appropriated from the Community Enhancement Fund.

**RECOMMENDATION:**

**SUPERVISOR HORN:**

Direct the Chief Administrative Officer (CAO) to appropriate \$3,000 to the Southern California Indian Natural Resources Consortium for a memorial in honor of Gregory Pacheco.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adding Funding Source language to read as follows: "Appropriation of over-realized 1998-99 fund balance for the project in Fiscal Year 1999-00".

AYES: Cox, Jacob, Slater, Roberts, Horn

28. **SUBJECT: New Assessor/Recorder/County Clerk Building At the South Bay Regional Center**  
(Supv. Dist: 1)

**OVERVIEW:**

On September 21, 1999 (2), the Board of Supervisors authorized the Director of the Department of General Services to either purchase the Assessor/Recorder/County Clerk's existing Chula Vista Branch office or conduct a search to purchase or lease a new office space to replace the existing leased facility. The Department of General Services conducted an extensive search in the Chula Vista area for a suitable replacement building but was unsuccessful. And, to date, negotiations to purchase the existing Branch Office property have not been successful. Therefore, as an alternative, it is requested that the Board of Supervisors approve constructing a new building for the Assessor/Recorder/County Clerk on the southeast corner of the South Bay Regional Center property funded by the Assessor/Recorder/County Clerk.

**FISCAL IMPACT:**

Funds for this request are not budgeted, but funding is available from the trust funds noted above. If approved, this request will result in \$2,100,000 of current year cost based on revenue available from the Assessor/Recorder/County Clerk's (ARCC) Management Reserve and the fund balances from two special trust funds. This request will require no additional staff years. Subsequent year costs, including maintenance, deferred maintenance, custodial and utilities are estimated at \$120,000 a year and is expected to be offset by \$125,000 a year in net revenue (providing 12% for administrative costs) earned through the leasing of space in the new building. Furthermore, ARCC will save \$130,000 per year in budgeted appropriations now used to pay for leased space. In total, this project as planned is expected to generate \$135,000 in annual savings to the ARCC. A cost model comparing this proposal to leasing space indicates that constructing this building could save between \$5.2 million and \$6.1 million over 30 years.

**BUSINESS IMPACT STATEMENT:**

The City of Chula Vista and the Chula Vista Redevelopment Agency both support this project. The project is expected to attract business to the redevelopment area providing a positive impact on the local business community.

**RECOMMENDATION:****ASSESSOR/RECORDER/COUNTY CLERK AND CHIEF ADMINISTRATIVE OFFICER:**

1. Find in accordance with Section 15262 of the California Environmental Quality Act (CEQA) Guidelines that the proposed actions are exempt from CEQA in that such actions involve feasibility analysis, planning studies and preparation of basic design information associated with future permit applications with the City of Chula Vista at which time an environmental review and determination will be made pursuant to the California Environmental Quality Act.
2. Waive Board Policy A-91, Mid-Year Budget Changes.
3. Approve and authorize the transfer of appropriations in the amount of \$500,000 from the Assessor/Recorder/County Clerk's Management Reserve (Org. 1153, Account 6401) to the Contributions to the Capital Outlay Fund (Org. 5361, Account 6310) to provide funding for the South Bay Regional Center Assessor/Recorder/Clerk Building. (4 VOTES)
4. Approve and authorize the establishment of appropriations in the amount of \$500,000 in the Capital Outlay Fund for Capital Project KK0883 (Org. 5496, Account 4883) South Bay Regional Center Assessor/Recorder/Clerk Building, based on operating transfer from the General Fund. (4 VOTES)
5. Approve and authorize the establishment of appropriations in the amount of \$1,600,000 in the Capital Outlay Fund for Capital project KK0883, South Bay Regional Center Assessor/Recorder/Clerk Building, based on revenue from the Property Tax Administration Trust Fund (#531000), \$1,100,000; Recorder – Modernization Trust Fund (#513402), \$500,000. (4 VOTES)
6. Pursuant to Board Policy F-40, Procuring Architectural, Engineering and Related Professional Services, authorize the Director, Department of General Services to select, negotiate and award a contract(s) in an amount not to exceed \$120,000 for engineering and architectural programming and design services for the South Bay Regional Center Assessor/Recorder/Clerk Building.
7. Authorize the Director of the Department of General Services to file and process the South Bay Regional Center Assessor/Recorder/Clerk Building with the City of Chula Vista Redevelopment Agency including preliminary submittal of basic design and siting features and environmental review.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

29. **SUBJECT: Noticed Public Hearing:**  
**Resolution to Establish New Fees for New Services and Adjust Existing Fees for Existing Services for the Assessor/Recorder/County Clerk**  
(Supv. Dist: All)

**OVERVIEW:**

The Assessor/Recorder/County Clerk has improved the delivery of certain public services and now delivers certain products/services at a lower cost to the public. These improvements permit the reduction of related service fees. Some new services and products are being provided and others have changed due to statute or circumstances. The proposed resolution, upon adoption by the Board of Supervisors, will establish fees for new services, adjust certain existing fees and deletes fees for items no longer provided.

**FISCAL IMPACT:**

If approved, this request will result in no current or subsequent year cost and will require no additional staff years. In total, the new and adjusted fees are expected to generate approximately \$135,000 in additional revenue in FY00/01. Both the new revenue and related costs are included in the FY00/01 Proposed Operations Plan.

**RECOMMENDATION:**

**ASSESSOR/RECORDER/COUNTY CLERK AND CHIEF ADMINISTRATIVE OFFICER:**

1. Waive Board Policy B-29, Fees, Grants & Revenue Contracts – Department Responsibility for Cost Recovery, to allow the proposed Assessor/Recorder/County Clerk fees and rates to be adopted by resolution.
2. Adopt the Resolution establishing fees as set forth in the attached fee schedule authorizing the Assessor/Recorder/County Clerk to charge and collect such fees upon providing the specified product or service to the public. The revised fees are to be effective July 1, 2000.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors closed the Hearing and took action as recommended, on Consent, adopting Resolution No. 00-163, entitled: RESOLUTION AMENDING FEES OF THE ASSESSOR/RECORDER/COUNTY CLERK OF THE COUNTY OF SAN DIEGO.

AYES: Cox, Jacob, Slater, Roberts, Horn

30. **SUBJECT: Replacement of Existing Service Contract for Remittance Processing System Maintenance.**  
(Supv. Dist: All)

**OVERVIEW:**

The Treasurer-Tax Collector's office utilizes a Remittance Processing System purchased from CPS Systems, Inc. to process incoming property tax payments. CPS Systems has gone into bankruptcy and can no longer provide maintenance service. An alternate vendor to provide maintenance service must be obtained immediately.

**FISCAL IMPACT:**

Funds are available in the current year budget. There will be a current year cost of \$58,500 and annual renewals for two subsequent years. All costs are fully offset by revenue from the Pooled Money fund. It will require the addition of no staff years.

**RECOMMENDATION:**

**TREASURER – TAX COLLECTOR AND CHIEF ADMINISTRATIVE OFFICER:**

1. In accordance with Board Policy A-87, Competitive Procurement, approve and authorize the Deputy Director, Purchasing and Contracting, to enter negotiations and subject to determination of a fair and reasonable price, award a contract for hardware/software maintenance on the Treasurer-Tax Collector's Remittance Processing System for the year ending June 30, 2000, with two option years ending June 30, 2002.
2. Waive the advertising requirement of Board Policy A-87, Competitive Procurement.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

31. **SUBJECT: Out of Country Business**  
(Supv. Dist: All)

**OVERVIEW:**

The Performance Management Project is one of the Enterprise Resource Planning (ERP) activities currently under way. It teams County staff and Computer Sciences Corporation (CSC) consultants developing a framework of key performance indicators to measure attainment of department, group and County strategic objectives. The first phase of the project began in January and will result in proto-type "Balanced Scorecard" models by June 30, 2000, for the Land Use and Environment Group (LUEG) and the Health and Human Services Agency (HHSA). In the second phase of the project beginning in July,

joint County-CSC teams will work with executives and department heads in the Finance and General Government, Public Safety and Community Services groups to develop performance management scorecards in their areas.

In accordance with Board of Supervisors' Policy D-7, Out-of-County Business and Related Guidelines and Processes, this is a request for two employees in leadership roles in the Performance Management – Balanced Scorecard initiative to travel to Toronto, Canada to attend the Panorama Business Views (PB Views) User Group Conference 2000, June 26-28, 2000. The conference will focus on the new 5.0 version of the desktop "Balanced Scorecard" software selected for the County project. The conference features case study sessions by industry to show how others are using "PB Views." One of the speakers is a representative of the Illinois Department of Revenue.

Toronto-based Panorama Business Views will cover conference registration for both individuals, and travel and accommodations for the project leader. The Chief Technology Office will cover travel and accommodations for the second attendee.

**FISCAL IMPACT:**

Funds for this proposal are included in the Fiscal Year 1999-2000 Operational Plan.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

Approve travel to Toronto, Canada, for the period June 26-28, 2000 for the Performance Management Project Manager and the lead staff member representing the Land Use and Environment Group on the Balanced Scorecard Team.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

32. **SUBJECT: Amendments to the Compensation Ordinance**  
(Supv. Dist: All)

**OVERVIEW:**

This action amends the San Diego County Compensation Ordinance by establishing authorized classifications, positions and compensation in various departments.

**FISCAL IMPACT:**

Funds for these recommendations are budgeted in the 1999-2000 adopted budget or in mid-year actions approved by your Board.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

Read title, waive further reading and introduce Ordinance for further Board consideration on June 20, 2000:

AN ORDINANCE AMENDING THE COMPENSATION ORDINANCE  
ESTABLISHING AUTHORIZED CLASSIFICATIONS, POSITIONS AND  
COMPENSATION.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, introducing Ordinance for further Board consideration on June 20, 2000.

AYES: Cox, Jacob, Slater, Roberts, Horn

33. **SUBJECT: North County Agricultural Service Center Project**  
(Supv. Dist: 5)

**OVERVIEW:**

Portions of North San Diego are experiencing rapid growth and conversion of agricultural lands to residential housing. The economic and social impact of this growth and conversion are unknown. Some residents and businesses fear that this conversion may negatively impact the regional economy. Many unincorporated communities, such as Fallbrook, experience little to no replacement revenue when agricultural lands are converted to residential housing.

This request is for a feasibility study on the need and effectiveness of a North County Agricultural Services Center. The primary purpose of the feasibility study would be to establish the need for such a center and determine the costs associated with its development. Additionally, the study would determine:

The scope of the service area  
Economic costs/benefits to involved partners  
Roles and responsibility of the partners  
Economic benefits to affected public  
Location of facility  
Long term funding mechanisms  
Service and staffing needs

**FISCAL IMPACT:**

This action will have a one-time impact of \$10,000 from the FY 99/00 Community Reinvestment Fund.

**RECOMMENDATION:**

**SUPERVISOR HORN:**

Direct the CAO to appropriate \$10,000 to the South Coast Resource Conservation and Development program for the purpose of conducting a feasibility study for a North County Agricultural Service Center.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adding Funding Source language to read as follows: "Appropriation of over-realized 1998-99 fund balance for the project in Fiscal Year 1999-00".

AYES: Cox, Jacob, Slater, Roberts, Horn

34. **SUBJECT: Temporary Traffic Signal for the Intersection of Cole Grade Road and Cool Valley Road In Valley Center**  
(Supv. Dist: 5)

**OVERVIEW:**

Currently, Cole Grade Road is the only route available for parents and approximately 1,200 students to get to Valley Center High School. Cool Valley Road, which intersects Cole Grade, has residents that are forced into an uncompromising position of attempting to enter this intersection during peak hours. The Valley Center Community Planning Group and area residents have requested a traffic light in order to alleviate the safety concerns associated with this intersection. The Department of Public Works and the Traffic Advisory Committee (TAC) have determined a traffic light will enhance the operation of this intersection and address resident concerns so in response, I am recommending that \$75,000 in District Five Community Reinvestment Funds be provided to Public Works for this project.

**FISCAL IMPACT:**

This action will have a one-time 1999/2000 Community Reinvestment Fund impact of \$75,000.

**RECOMMENDATION:**

**SUPERVISOR HORN:**

Transfer \$75,000 from District Five Community Reinvestment Funds to the Department of Public Works for installation of a temporary traffic signal for the intersection of Cole Grade Road and Cool Valley Road. (4 VOTES)

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn



35. **SUBJECT: Customer Satisfaction – Report On Customer Service Surveys**  
(Supv. Dist: All)

**OVERVIEW:**

The citizens of San Diego County expect quality services regardless of whether they are shopping at a local business or requesting a service that is delivered by a local government agency. In fact, the customers the government serves should have even higher expectations from public agencies, because they cannot go somewhere else for service.

Providing necessary services, and providing those services well, is one way County government earns the respect of the customers. We ask customers what services they would like, and regularly evaluate how we provide those services, in order to ensure that we are timely, knowledgeable and courteous in their delivery. One of the priorities of your Board, and key theme of the Chief Administrative Officer's goals, is improving the way County government serves its customers.

Customer feedback is provided to the County through the Countywide Customer Satisfaction Survey, the Jury Pool Survey, and numerous departmental customer service surveys. We also assess the quality of service delivery internally through Mystery Shopper and Phone Shopper Surveys. As was shown in previous surveys, the County's customers remain generally satisfied with County services.

This report summarizes the customer satisfaction data obtained from the following survey tools:

The fifth Countywide Customer Satisfaction Survey, conducted in February, 2000, and  
Mystery Shopper and Phone Shopper Surveys, conducted in August, October, and December of 1999, and January and March 2000.

Department heads are asked to review the results of the February 2000 Countywide Customer Satisfaction Survey, propose corrective actions, and work towards correcting any identified weaknesses. Executive staff additionally receive the results of each round of Mystery and Phone Shopping Surveys to encourage continuous program improvement.

During FY 99/00 the Jury Pool Survey was implemented during Quarters 1, 2 and 3. The Survey results did not provide enough data about any individual department or program to be utilized effectively. Therefore, implementation of this Survey will be discontinued, and resources will be refocused to continue to develop new ways to improve service to our customers.

**FISCAL IMPACT:**

This item has no fiscal impact.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

Direct the Chief Administrative Officer to continue to work with the departments to resolve customer service issues identified by these surveys, especially those common Countywide, through the activities of the Customer Service Leadership Committee.

**ACTION:**

ON MOTION of Supervisor Cox, seconded by Supervisor Roberts, the Board of Supervisors took action as recommended.

AYES: Cox, Jacob, Slater, Roberts, Horn

36. **SUBJECT: Granting an Access Easement**  
(Supv. Dist: 2)

**OVERVIEW:**

Mr. & Mrs. Francis Milton Snedecker, residents of Potrero, purchased their home in 1979. A portion of the road they use to access their property, nicknamed "Roadrunner Road", is owned by the County of San Diego. Mrs. Snedecker, now widowed, has requested that the County of San Diego grant an access easement across a portion of "Roadrunner Road" to provide her with legal access to her property. She is presently in escrow to sell her property and legal access is required for her buyer to obtain financing.

In compliance with Board Policies B-29 and F-51, Mrs. Snedecker is willing to purchase this easement at fair market value and pay for all related costs associated with preparing and processing necessary documents to complete the sale transaction.

Today's action will approve the granting to Mrs. Betty Snedecker of an easement for ingress and egress and road purposes over, under, through and across on that portion of County property.

**FISCAL IMPACT:**

It is estimated this sale will generate between \$5,000 - \$10,000 in revenue to be credited to the Potrero County Park after costs related to processing the necessary documents have been deducted.

**RECOMMENDATION:**

**CHAIRWOMAN JACOB:**

1. Direct the Chief Administrative Officer to grant the sale of an access easement across County property to Mrs. Betty Snedecker and to prepare and process all necessary documents to complete the transaction.
2. Waive Board Policy I-81, Rights-of-Way Over, Under, Along or Through County or District Real Property.

3. Find that the proposed easement sale is not subject to the environmental assessment process as it is categorically exempt under Article 19, Section 15312 of the State of California Environmental Quality Act Guidelines, as it is a sale of surplus government property.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

37. **SUBJECT: Communications Received**  
(Supv. Dist: All)

**OVERVIEW:**

Board Policy A-72, Board of Supervisors Agenda and Related Process, authorizes the Clerk of the Board to prepare a Communications Received for Board of Supervisors' Official Records. Routine informational reports which need to be brought to the attention of the Board of Supervisors yet not requiring action are listed on this document. Communications Received documents are on file in the Office of the Clerk of the Board.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

Note and file.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

38. **SUBJECT: Administrative Item:**  
**Second Consideration and Adoption of Ordinance**  
**Regulating Clonazepam In San Diego County**  
(Supv. Dist: All)

**OVERVIEW:**

On May 16, 2000 (22), your Board introduced Ordinance for further Board consideration on June 13, 2000.

Supervisors Ron Roberts' and Pam Slater's May 2nd, board letter directed staff to draft and return to the Board with an ordinance prohibiting possession of the drug clonazepam in the County of San Diego, without a valid prescription. Upon enactment, it will assist local law enforcement officials combat the danger associated with clonazepam. This ordinance is one of several recent actions by the Board of Supervisors to join other

officials in expressing concerns that young women in San Diego are vulnerable to date rape drugs, which are not as regulated in nearby Mexico.

**FISCAL IMPACT:**

There is no fiscal impact associated with this action.

**RECOMMENDATION:**

**CHIEF ADMINISTRATIVE OFFICER:**

Adopt Ordinance entitled:

AN ORDINANCE ADDING SECTION 32.1106 TO THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO POSSESSION OF CLONAZEPAM.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 9154 (N.S.), entitled: AN ORDINANCE ADDING SECTION 32.1106 TO THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO POSSESSION OF CLONAZEPAM.

AYES: Cox, Jacob, Slater, Roberts, Horn

39. **SUBJECT: Administrative Item:**  
**Second Consideration and Adoption of Ordinance:**  
**Sheriff Department – Ordinance Amending Sections 21.702 and 21.1303 of the San Diego County Code of Regulatory Ordinances Relating to Regulation of Secondhand Dealers**  
(Supv. Dist: All)

**OVERVIEW:**

On May 16, 2000 (23), your Board introduced Ordinance for further Board consideration on June 13, 2000.

In recent months, Sheriff's investigators have reported a growing number of "antique mall" businesses that are operating in the unincorporated areas of the County. Current code requires that businesses that buy, sell, trade, consign, take in pawn or auction secondhand merchandise must be licensed pursuant to both State and County regulatory codes. As County code is currently written, it is not clear whether the businesses or the individual sellers are responsible for the license. Confusion also exists as to whether these "antique mall" businesses are indoor swap meets, which have different criteria for licensing. Adoption of the attached ordinance will eliminate the ambiguity in County code by clarifying that the businesses are not swap meets and that the mall owner/operator is responsible for the licenses.

**FISCAL IMPACT:**

There is no fiscal impact as a result of this action.

**RECOMMENDATION:**  
**CHIEF ADMINISTRATIVE OFFICER:**  
Adopt Ordinance entitled:

AN ORDINANCE AMENDING SECTIONS 21.702 AND 21.1303 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO REGULATION OF SECONDHAND DEALERS

**ACTION:**  
ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent, adopting Ordinance No. 9155 (N.S.), entitled: AN ORDINANCE AMENDING SECTIONS 21.702 AND 21.1303 OF THE SAN DIEGO COUNTY CODE OF REGULATORY ORDINANCES RELATING TO REGULATION OF SECONDHAND DEALERS.

AYES: Cox, Jacob, Slater, Roberts, Horn

40     **SUBJECT:    Administrative Item:**  
                 **Appointments**  
                 (Supv. Dist: All)

**OVERVIEW:**  
These appointments are in accordance with applicable Board Policies A-74, Citizen Participation in County Boards, Commissions and Committees; A-77, Appointments to Fill Vacancies and Cancellation of Election where Insufficient Nomination Filed Prior to Uniform District Election and Citizen Planning Group Election and Procedures for Appointments to Resource Conservation District Boards; and I-1, Planning and Sponsor Group Policies and Procedures.

**RECOMMENDATION:**  
**CHAIRWOMAN JACOB:**

Appoint William L. Simmons to fill vacant Seat No. 4 on the Jacumba Sponsor Group, for a term to expire January 1, 2003.

Appoint Steve Wragg to Seat No. 15 on the Jamul-Dulzura Community Planning Group, for a term to expire December 31, 2000.

Appoint Mark Tucker to fill vacant Seat No. 5 on the Spring Valley Community Planning Group, for a term to expire December 31, 2000.

Appoint Phil Yoon to fill the seat vacated by James Polak on the Gillespie Field Development Council, for a term to expire June 14, 2004.

Appoint Susanna Concha-Garcia to the Air Pollution Control District Advisory Committee as an Environmental Group representative, for a term to expire June 14, 2004.

Appoint Dan Manley to the Julian Historic District Review Board to represent the Julian Merchants Association, for a term to expire January 8, 2001.

**RECOMMENDATION:**

**SUPERVISOR HORN:**

Confirm the reappointment of Charles F. Tromley to an additional four-year term as Trustee to the North County Cemetery District, for a term to expire June 14, 2004.

Appoint Robert Hancock as a new board member of the Valley Center Design Review Board, for a term to expire June 13, 2005.

**ACTION:**

ON MOTION of Supervisor Slater, seconded by Supervisor Cox, the Board of Supervisors took action as recommended, on Consent.

AYES: Cox, Jacob, Slater, Roberts, Horn

41. **SUBJECT: Closed Session**  
(Supv. Dist: All)

- A. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
Retirement Cases-Judicial Council Proceeding No. 4049 Stapel v. San Diego County Employees Retirement Association, Superior Court No. 722450; Scheidel v. San Diego County Employees Retirement Association, Superior Court No. 725666; Deputy Sheriffs Association v. San Diego County Employees Retirement Association, Superior Court No. 725984
- B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
California Department of Social Services (In Re *Miller v. Woods* Audit Appeal)
- C. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION  
In Re Daley Corporation Bankruptcy; Southern District of California, Bankruptcy Court No. 98-04968-All
- D. CONFERENCE WITH LEGAL COUNSEL – THREATENED LITIGATION  
Anticipated litigation pursuant to section (b) of Government Code section 54956.9  
No. of Potential Cases: 1
- E. CONFERENCE WITH LEGAL COUNSEL – THREATENED LITIGATION  
Anticipated litigation pursuant to section (b) of Government Code section 54956.9  
No. of Potential Cases: 1

F. CONFERENCE WITH LEGAL COUNSEL – THREATENED LITIGATION  
Anticipated litigation pursuant to section (b) of Government Code section 54956.9

No. of Potential Cases: 1

G. CONFERENCE WITH LABOR NEGOTIATORS

Designated Representative: Carlos Arauz, Madge Blakey and Mike Kolb

Employee Organizations: Deputy Sheriffs Association and District Attorney  
Investigators Association

**ACTION:**

No reportable matters.

42. **SUBJECT: Administrative Item:**  
**Bonsall Sponsor Group and Bonsall Design Review Board**  
(Supv. Dist: All)

**OVERVIEW:**

Remove Anil Dharmapal, Victor Wechter and Helen Brazier from the Bonsall Sponsor Group; and remove Anil Dharmapal from the Bonsall Design Review Board.

**FISCAL IMPACT:**

None.

**RECOMMENDATION:**

**SUPERVISOR HORN:**

Remove Mr. Anil Dharmapal, Dr. Victor Wechter and Ms. Helen Brazier from the Bonsall Sponsor Group; and remove Mr. Anil Dharmapal from the Bonsall Design Review Board.

**ACTION:**

ON MOTION of Supervisor Horn, seconded by Supervisor Slater, the Board of Supervisors took action as recommended.

AYES: Cox, Jacob, Slater, Roberts, Horn

43. **SUBJECT: Presentations/Proclamations**  
Chairwoman Jacob presented the pet of the week Ceze, a one-year-old, spayed female cat.

Chairwoman Jacob presented a Proclamation to Mackenzie See honoring 1999 Crop Statistics & Annual Report Artwork Contest.

Chairwoman Jacob presented a Proclamation to Bill Davidson honoring California Building Industry Hall of Famer.

Supervisor Horn presented a Proclamation to Billie Ananda Jones honoring Youth Participation in Efforts to Prevent Drinking & Driving.

44. **SUBJECT: Public Communications**

Don Stillwell addressed the Board regarding the border and issues concerning Border Patrol Agents.

Rich Bacso addressed the Board regarding abandoned vehicles.

Bonnie Anderson addressed the Board regarding over-charging by the Office of Administrative Hearing.

**ACTION:**

Heard; referred to the Chief Administrative Officer.

There being no further business, the Board adjourned at 4:55 p.m. in memory of Ida Buck, Robert Wedgewood, Jack Francis Fitzpatrick, Dr. William J. Doyle, Pat Rudolf, Reverend William Driver and Helen Allman.

THOMAS J. PASTUSZKA  
Clerk of the Board of Supervisors  
County of San Diego, State of California

Notes by: Egan  
(Consent and Discussion)  
Item 23: Tominia

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NOTE: This Statement of Proceedings sets forth all actions taken by the Board of Supervisors on the matters stated, but not necessarily the chronological sequence in which the matters were taken up.